

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/674,767 Confirmation No. 5481
Applicant : DellaPenna et al.
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TC/A.U. : 1638
Examiner : Kallis, Russell
For : Transgenic Plants with Tocopherol Methyltransferase
Docket No. : 87-07A
Customer No.: 23713

Commissioner for Patents
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CERTIFICATE OF EFS-WEB FILING

I hereby certify that this correspondence is being filed
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October 25, 2007

Date

/nicholascaruso/

Nicholas Caruso

INFORMATION DISCLOSURE STATEMENT

Sir:

The Examiner is respectfully requested to consider the references, copies enclosed, which may qualify as prior art. For the Examiner's convenience, the references are listed on the attached form prepared by Applicants; this form is generally based on Patent and Trademark Office form PTO/SB/08a, but is not a USPTO form. Pursuant to 37 C.F.R. 1.98(a)(2)(ii), copies of cited U.S. patents and U.S. patent application publications are not included, but will be provided upon request. Copies of four foreign patent documents and twenty eight non-patent literature documents are enclosed herewith.

This information is cited in a spirit of forthrightness and cooperation to enable the applicants to obtain that measure of protection for the invention to which there is entitlement. However, no representation is made that the listed art actually qualifies as prior art under the patent statute and the mere use of any accompanying form, whether such form is generated by Applicant or is a USPTO form, is not an admission that all

listed references are prior art. No representation is made that applicants know of the best art.

The examiner is advised that the remainder of the references listed in the 1449 have been submitted or made of record in U.S. Application 09/118,637 filed July 17, 1998, from which the present application claims priority. Accordingly, copies of the cited references are not attached hereto.

It is believed that this submission does require a fee of \$180.00 under C.F.R. 1.97(c)(2), which is being paid electronically in conjunction with this EFS Submission. If this is not correct, or if problems are encountered using the EFS system, please charge any deficiency or refund any difference to deposit account No. 07-1969.

Respectfully submitted,



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